



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Julie J. Hand, Mark P. Roberts  
Serial No. : 09/966,568  
Filed : September 27, 2001  
Title : DISPOSABLE REMOTE ZERO HEADSPACE EXTRACTOR  
Examiner :  
GROUP :  
DOE Case No.: S-80,958



PETITION FOR THE WITHDRAWAL OF THE HOLDING OF ABANDONMENT

Petitions  
Commissioner of Patents and Trademarks  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant is in receipt of a Notice of Abandonment dated November 21, 2003 for the above-identified application for failure to respond to the October 25, 2001 Notice to File Missing Parts (Notice).

Based on the following facts, Applicant respectfully requests withdrawal of the holding of abandonment:

- Applicant did not receive a Notice to File Missing Parts from the USPTO dated October/November 2001.
- Applicant received a facsimile copy of the Notice to File Missing April 19, 2002.

09/966,568

- Applicant responded on May 1, 2002 by filing a Petition Under 37 CFR § 1.181: Petition to Reset the Period for Reply Due to Late Receipt of an Office Action under MPEP 710.06, w/enclosure:

Declaration and Statement of Authenticity of Betty A. Winchester in Support of Petition, w/attached Exhibits A&B

Response to Notice to File Missing Parts of Application (Filing Date Granted) dated 10/25/2001, w/attachments:

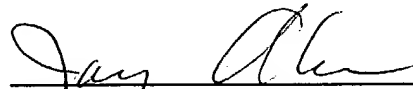
Copy of Formalities Letter

Payment

- Attached hereto is a copy of the response of May 1, 2002 with the PTO filing receipt.

Applicant respectfully requests that since the Notice to File Missing Parts has been shown to have been timely filed by the evidence presented, that the Holding of Abandonment dated November 21, 2003 be withdrawn and the response be held timely as originally filed.

Respectfully submitted,



Attorney for Applicants  
Joy Alwan, Reg. No. 40,486  
Telephone No. (630) 252-2179

Date: 18 Dec 2003

Attachments:  
As Stated



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
09/966,568	09/27/2001	Julie J. Hand	S-80,958

Paul A. Gottlieb  
United States Department of Energy  
GC-62 (FORSTL) MS-6F-067  
1000 Independence Ave, S.W.  
Washington, DC 20585-0162

CONFIRMATION NO. 3784

ABANDONMENT/TERMINATION  
LETTER  
\*OC000000011328422\*

Date Mailed: 11/21/2003

## NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 10/25/2001.

- No reply was received.

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(l); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to the "Office of Petitions" at (703) 305-9282. Petitions should be mailed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

*A copy of this notice **MUST** be returned with the reply.*

  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

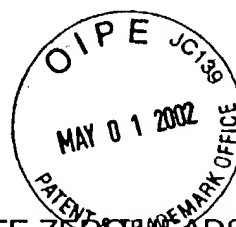
FIELD GROUP: CHI/JA

FORWARDED: 5-16-02 BY: li

*Lynette M*  
*Jay*

Paul A. Gottlieb  
Assistant General Counsel for Technology Transfer  
and Intellectual Property  
United States Department of Energy  
GC-62 (FORSTL), MS 6F-067  
1000 Independence Ave., S.W.  
Washington, D. C. 20585-0162  
202-586-2810

APPLICANT(S) : Julie J. Hand, et al.  
SERIAL NO. : 09/966,568  
DOE CASE : S-80,958  
FILED : September 27, 2001  
TITLE : DISPOSABLE REMOTE ZERO LEADSPACE  
EXTRACTOR  
GROUP :  
CUSTOMER NO. : 31970



Receipt is acknowledged of the following for the above-identified case:

1. **Petition Under 37 CFR § 1.181: Petition to Reset the Period for Reply Due to Late Receipt of an Office Action under MPEP 710.06, w/enclosure:**
  - ▶ Declaration and Statement of Authenticity of Betty A. Winchester in Support of Petition, w/attached Exhibits A&B
2. **Response to Notice to File Missing Parts of Application (Filing Date Granted ) dated 10/25/2001, w/attachment(s):**
  - ▶ Copy of Formalities Letter